

- 29. Encinal annexed in 1889.
- 30. Decrease.
- 31. Decrease; county abolished in 1897.
- 32. Decrease; county abolished in 1899.

The following territorial changes in the counties of Texas have been made since 1890: Foard organized from parts of Hardeman and Knox in 1891; Sterling organized from part of Tom Green in 1891; Buchel and Foley annexed to Brewster in 1897, and Encinal annexed to Webb in 1899.

Of the 243 counties in the State all but fourteen have increased in population during the decade. The largest percentages of increase occur in the sparsely settled counties, some of which have acquired nearly all the population they now have during the last ten years, and in such cases the percentages of gain lose significance. Many of the more thickly populated counties show large numerical gains, twenty-three of these having increased more than 10,000 each.

The fourteen counties which show a decrease in population are Aransas, Burnet, Gaines, Hardeman, Irion, Jeff Davis, Kinney, Lynn, McMullen, Marion, Upton, Wheeler, Wilbarger and Zavala.

RECESS.

Pending action on engrossment of Senate bill No. 189, the Senate, at 3:40 o'clock p. m., on motion of Senator James, recessed until 10 o'clock a. m.

AFTER RECESS.

After recess the Senate proceeded with the consideration of pending business (Senate bill No. 189), question being on its passage to engrossment.

SENATE BILL NO. 189—MADE SPECIAL ORDER FOR WEDNESDAY, MARCH 6.

On motion of Senator Patterson, pending business (Senate bill No. 189) was postponed until Wednesday, March 6, and made special order after conclusion of morning call.

SENATE BILLS NOS. 9 and 68—SIGNED.

The Chair (President Pro Tem. Miller) gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read,

Senate bill No. 9, "An Act to amend Subdivision 56, of Article 642, of Chapter 130, of the Acts of the Regular Session of the Twenty-fifth Legislature, en-

titled 'An Act to amend Articles 641 and 642, Chapter 2, Title XXI, of the Revised Civil Statutes of Texas, relating to corporations.'

And Senate bill No. 68, "An Act authorizing the State Treasurer, when money is remaining in the State treasury to the credit of any county, city or town after the obligations for which such money was placed in the treasury have been fully paid off, to return such money to the county, city or town to which it belongs."

SENATE BILL NO. 96—ON SECOND READING.

On motion of Senator Wilson, the pending business (Senate bill No. 65) was suspended, and the Senate took up, out of its order,

Senate bill No. 69, A bill to be entitled "An Act to amend an Act passed by the Twenty-fifth Legislature entitled 'An Act to amend Article 976, Chapter 8, Title XXVII, of the Revised Civil Statutes of the State of Texas, relating to the payment of costs and returning mandates in the Supreme Court,' by adding thereto Article 976a, regulating the time in which mandates may be taken out of the Supreme Court."

The Chair (President Pro Tem. Miller) then laid the bill before the Senate, on its second reading, with the following committee amendment:

"Amend Article 976a by adding to said article the following: 'The provisions of this act shall only apply to cases which are by the Supreme Court reversed and remanded, and if any cause is reversed and remanded by said Supreme Court, and the mandate is not taken out within twelve months, as heretofore provided, then upon the filing in the court below of a certificate of the clerk of the Supreme Court that no mandate has been taken out the case shall be dismissed from the docket of said lower court.'"

Bill was read second time, and the foregoing committee amendment was read, and adopted.

The bill as amended was then ordered engrossed.

SENATE BILL NO. 84—ON SECOND READING.

On motion of Senator Turner, the pending business (Senate bill No. 65) was suspended, and the Senate took up, out of its order,

Senate bill No. 84, A bill to be entitled "An Act to provide for the purchase of public lands in quantities of five acres or less, situated on islands, by actual set-

tlers who have settled on and placed valuable improvements thereon in good faith, or to their heirs or legal representatives, prior to the first day of January, 1895, and prescribing the price, terms and manner and time of such purchase."

The Chair (President Pro Tem. Miller) then laid the bill before the Senate, on its second reading.

Bill was read second time, and ordered engrossed.

SENATE BILL NO. 177—ON THIRD READING.

On motion of Senator Stafford, the pending business (Senate bill No. 65) was suspended, and the Senate took up, out of its order,

Senate bill No. 177, A bill to be entitled "An Act to amend Article 3978, Title LXXXVI, Section 75, of the Revised Statutes of the State of Texas, relating to diplomas and certificates of certain colleges."

The Chair (President Pro Tem. Miller) then laid the bill before the Senate, on its third reading.

Bill was read third time, and passed.

Senator Stafford moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

Motion to table prevailed.

SENATE BILL NO. 122—ON SECOND READING.

On motion of Senator Harris of Bexar, the pending business (Senate bill No. 65) was suspended, and the Senate took up, out of its order,

Senate bill No. 122, A bill to be entitled "An Act to amend Article 1276, Chapter 10, Title XXX, of the Revised Civil Statutes of the State of Texas, relating to continuances."

The Chair (President Pro Tem. Miller) then laid the bill before the Senate, on its second reading.

And pending further consideration thereof, the bill was, on motion of Senator Harris of Bexar, laid on the table subject to call.

SENATE BILL NO. 56—ON SECOND READING.

On motion of Senator Lloyd, the pending business (Senate bill No. 65) was suspended, and the Senate took up, out of its order,

Senate bill No. 56, A bill to be entitled "An Act requiring disinfection of vessels arriving at ports within this State in compliance with quarantine proclamation of the Governor."

The Chair (President Pro Tem. Miller) then laid the bill before the Senate, on its second reading.

Bill was read second time, and ordered engrossed.

HOUSE CONCURRENT RESOLUTION NO. 15—SIGNED.

The Chair (President Pro Tem. Miller) gave notice of signing, and did sign, in the presence of the Senate, after its caption had been read,

House Concurrent Resolution No. 15, Granting Hon. Wells Thompson, district judge of the Twenty-third Judicial District, leave of absence from the State.

HOUSE BILLS NOS. 414 AND 4—SIGNED.

The Chair (President Pro Tem. Miller) gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read,

House bill No. 414, "An Act making appropriations for the support of the State eleemosynary institutions and Confederate Home for six months, beginning March 1, 1901, and for other purposes."

And House bill No. 4, "An Act to amend Chapter 153 of the General Laws of the State of Texas, passed at the Regular Session of the Twenty-fifth Legislature, and amended at the Regular Session of the Twenty-sixth Legislature, entitled 'An Act to prohibit the taking of fish from the fresh waters and streams of this State otherwise than by means of the ordinary hook and line and trot line, and to prohibit the sale or shipping of game fish in this State, and to provide penalties for the violation thereof,' by exempting the county of Cherokee and other counties from the provisions of this act."

COMMITTEE REPORT.

The following committee report was made to the Senate:

Committee Room,

Austin, Texas, February 28, 1901.

Hon. J. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 130, being a bill to be entitled "An Act to recognize the right of and permit married women, either separately or in connection with any other person, to act as executrix, or independent executrix or trustee, or donee of any lawful powers under any valid last will and testament, or as administratrix,

and to act as such without the consent, joinder or assistance of their husbands, and to make valid and admit to record upon her acknowledgment in form as though she were a single woman such instruments so executed by her in such fiduciary characters as the law authorizes or requires to be recorded."

And find the same correctly engrossed.
STAPLES, Acting Chairman.

MAIL CARRIER AD INTERIM APPOINTED.

The Chair (President Pro Tem. Miller) here laid before the Senate and had read the following appointment:

I hereby appoint Dan Oliver, Senate porter, special porter to carry the mail to and from the Senate Chamber, beginning March 1, and ending March 5, and he is hereby relieved of all other duties as porter during this time.

BARRY MILLER,
President Pro Tem. of the Senate.

ADJOURNMENT.

On motion of Senator Neal, the Senate, at 10:40 o'clock a. m., adjourned until Tuesday, March 5, at 10 o'clock a. m.

THIRTY-THIRD DAY.

Senate Chamber,
Austin, Tex., Tuesday, March 5, 1901.
Senate met pursuant to adjournment.
Lieutenant-Governor Browning in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Present—26.

Beaty.	Odell.
Davidson of	Patterson.
DeWitt.	Paulus.
Davidson of	Potter.
Galveston.	Savage.
Dibrell.	Sebastian.
Goss.	Stafford.
Hanger.	Staples.
Harris of Bexar.	Swann.
Harris of Hunt.	Turney.
Lipscomb.	Wayland.
Lloyd.	Wheeler.
Miller.	Wilson.
Neal.	Yett.

Absent—4.

James.	McGee.
Johnson.	Turner.

Absent—Excused.

Grinnan.

Prayer by Rev. Dr. C. Polk Goodson, of Austin.

Pending the reading of the Journal of last Friday,

On motion of Senator Patterson, the same was dispensed with.

EXCUSED.

On motion of Senator Savage, Senator Lipscomb was excused for non-attendance upon the Senate last Friday on account of important business.

On motion of Senator Wheeler, Senator Yett was excused for non-attendance upon the Senate last Thursday and Friday on account of important business.

On motion of Senator Harris of Bexar, Senator Harris of Hunt was excused for non-attendance upon the Senate last week on account of sickness:

On motion of Senator Wayland, Senator Davidson of DeWitt was excused for non-attendance upon the Senate last Friday on account of important business.

On motion of Senator Patterson, Senator Dibrell was excused for non-attendance upon the Senate last Wednesday, Thursday and Friday on account of important business.

On motion of Senator Stafford, Senator Hanger was excused for non-attendance upon the Senate all of last week on account of important business.

On motion of Senator Wilson, Senator Sebastian was excused for non-attendance upon the Senate all of last week on account of official business.

On motion of Senator Wilson, Senator McGee was excused for non-attendance upon the Senate all of last week on account of official business.

On motion of Senator Sebastian, John L. Stevenson, Enrolling Clerk of the Senate, was excused from his duties for this week on account of sickness in his family.

PETITIONS AND MEMORIALS.

Senator Potter presented a petition from the citizens of Sherman, Texas, asking an appropriation of \$25,000 for the Texas Volunteer Guard.

Read, and referred to Committee on Finance.

Senator Sebastian presented a memorial from citizens of Cisco, Texas, asking an amendment to the local option law making shipments of liquor by express to local option districts bona fide sales of such.

Read, and referred to Committee on State Affairs.